

CERTIFICATE NO. 20377

ASSIGNED, Sec. Misc. Rec. Vol. 3 Page 512

* APPLICATION FOR A PERMIT

To appropriate the Public Waters of the State of Oregon

I, W. S. Aday (Name of applicant) of Rt. 1 Clackamas (Post office), County of Oregon, State of Oregon, do hereby make application for a permit to appropriate the following described public waters of the State of Oregon, SUBJECT TO EXISTING RIGHTS:

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is Kellog Creek (Name of stream), a tributary of Willamette River

2. The amount of water which the applicant intends to apply to beneficial use is 0.20 cubic feet per second. (If water is to be used from more than one source, give quantity from each)

**3. The use to which the water is to be applied is Irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located 40 ft. S and 544 ft. W from the SE corner of Morningside Addition (Section or subdivision)

(If preferable, give distance and bearing to section corner)

(If there is more than one point of diversion, each must be described. Use separate sheet if necessary)

being within the NE 1/4 NE 1/4 as projected of Sec. 5, Tp. 25, R. 2 E, W. M., in the county of Clackamas

(Give smallest legal subdivision) (N. or S.) (E. or W.)

5. The Pipe line to be 1000 feet (Main ditch, canal or pipe line) (Miles or feet)

in length, terminating in the of Sec. , Tp. (Smallest legal subdivision) (N. or S.)

R. , W. M., the proposed location being shown throughout on the accompanying map. (E. or W.)

DESCRIPTION OF WORKS

Diversion Works—

6. (a) Height of dam feet, length on top feet, length at bottom feet; material to be used and character of construction (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate (Timber, concrete, etc., number and size of openings)

(c) If water is to be pumped give general description (Size and type of pump) 0.5 to 10 H.P. (Size and type of engine or motor to be used, total head water is to be lifted, etc.) Capacity of pump 25 g.p.m.

* A different form of application is provided where storage works are contemplated.

** Applications for permits to appropriate water for the generation of electricity, with the exception of municipalities, must be made to the Hydro-electric Commission. Either of the above forms may be secured, without cost, together with instructions by addressing the State Engineer, Salem, Oregon.

Canal System or Pipe Line—

7. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(b) At miles from headgate: width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(c) Length of pipe, 1000 ft.; size at intake, 2 in.; size at ft. from intake in.; size at place of use in.; difference in elevation between intake and place of use, ft. Is grade uniform? Yes Estimated capacity, sec. ft.

8. Location of area to be irrigated, or place of use

Township	Range	Section	Forty-acre Tract	Number Acres To Be Irrigated
2 S	2 E	5	NE $\frac{1}{4}$ NE $\frac{1}{4}$ as projected	4
			SE $\frac{1}{4}$ NE $\frac{1}{4}$ as projected	12

The following described property in County of Clackamas and state of Oregon: Part of A. P. Smith D. L. C. No. 63, T. 2 S, R 2 E of the W. M., more particularly described as commencing on the South side of Morningside, 1318.7 feet north and 544 feet west of the intersection of the North line of the W. T. Matlock Claim with the section lines between sections 4 and 5, T. 2 S, R. 2 E, of the W. M., thence North 86° 30' west along the south side of Morningside, 1053 feet to the east line of a tract conveyed to Phode A. Gilbert by deed recorded in book 52, page 6, deed records; thence south 20' east along the east line of said Gilbert tract, 1428.5 feet to the North line of the McCoron tract, thence south 80° east 782.1 feet to the southwest corner of tract sold by R. W. Gilbert, to Hans Olsen thence North 15° 8' east along west line of Olsen tract 782.7 feet to north line of right of way of Oregon and California Railroad; thence easterly along said right of way 100 feet to a point 20 feet South of the southwest corner of tract sold by R. W. Gilbert to Thomas Francis; thence North along the west line of said Francis tract 780 feet to place of beginning except Railroad right of way.

(If more space required, attach separate sheet)

(a) Character of soil Beaver dam Black Gumbo to Gravelly

(b) Kind of crops raised General farming and pasture

Power or Mining Purposes—

9. (a) Total amount of power to be developed theoretical horsepower.

(b) Quantity of water to be used for power sec. ft.

(c) Total fall to be utilized feet.

(Head)

(d) The nature of the works by means of which the power is to be developed

(e) Such works to be located in of Sec.

(Legal subdivision)

Tp., R., W. M.

(No. N. or S.)

(No. E. or W.)

(f) Is water to be returned to any stream?

(Yes or No)

(g) If so, name stream and locate point of return

....., Sec., Tp., R., W. M.

(No. N. or S.)

(No. E. or W.)

(h) The use to which power is to be applied is

(i) The nature of the mines to be served

Municipal or Domestic Supply—

10. (a) To supply the city of
..... County, having a present population of
(Name of) and an estimated population of in 19.....

(b) If for domestic use state number of families to be supplied

(Answer questions 11, 12, 13, and 14 in all cases)

11. Estimated cost of proposed works, \$.....

12. Construction work will begin on or before

13. Construction work will be completed on or before

14. The water will be completely applied to the proposed use on or before July 1944.....

W. S. Aday
(Signature of applicant)

Signed in the presence of us as witnesses:

(1)
(Name) (Address of witness)

(2)
(Name) (Address of witness)

Remarks:

STATE OF OREGON, }
County of Marion, } ss

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for

In order to retain its priority, this application must be returned to the State Engineer, with corrections on or before, 194.....

WITNESS my hand this day of, 194.....

STATE ENGINEER

Application No. 20303

Permit No. 15837

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon on the 24th day of June 1944, at 8:30 o'clock A. M.

Returned to applicant:

Corrected application received:

Approved:

September 15, 1944

Recorded in book No. 39 of

Permits on page 15837

CHAS. E. STRICKLIN

STATE ENGINEER

Drainage Basin No. 2 Page 76M

Fees Paid \$9.50

STATE OF OREGON

County of Marion,

ss

PERMIT

This is to certify that I have examined the foregoing application and do hereby grant the same, SUBJECT TO EXISTING RIGHTS and the following limitations and conditions:

The right herein granted is limited to the amount of water which can be applied to beneficial use and shall not exceed 0.20 cubic feet per second measured at the point of diversion from the stream, or its equivalent in case of rotation with other water users, from Kellog Creek

The use to which this water is to be applied is Irrigation

If for irrigation, this appropriation shall be limited to 1/30th of one cubic foot per second or its equivalent for each acre irrigated and shall be further limited to a diversion of not to exceed 2 1/2 acre feet per acre for each acre irrigated during the irrigation season of each year,

and shall be subject to such reasonable rotation system as may be ordered by the proper state officer.

The priority date of this permit is June 24, 1944

Actual construction work shall begin on or before September 15, 1945 and shall thereafter be prosecuted with reasonable diligence and be completed on or before

October 1, 1946 Extended to Oct. 1, 1947 Extended to Oct. 1, 1948

Complete application of the water to the proposed use shall be made on or before

October 1, 1947 Extended to Oct. 1, 1948 Extended to Oct. 1, 1949

WITNESS my hand this 15th day of September, 1944.

CHAS. E. STRICKLIN

STATE ENGINEER